

counsel who files an entry of appearance within this deadline, it may be recommended that default be entered against it.”) (emphases in original). No counsel entered an appearance for GenPhar. Instead, Dong filed another Motion for Extension of Time, again ostensibly on behalf of both Dong and GenPhar. ECF No. 119. Again, Dong and GenPhar submitted that the matter should be stayed because of pending criminal proceedings and because Dong and GenPhar are without financial resources to obtain counsel. *Id.* Relators again opposed the Motion, indicating there is no reason the matter could not proceed as to Dong and requesting that GenPhar be found to be in default because counsel had not appeared. ECF No. 120. Relators’ counsel requested entry of default as to GenPhar and as to corporate Defendant Vaxima, Inc.,³ which the Clerk of Court entered as a matter of course. ECF Nos. 127, 128.

Because Defendant Dong has filed a Motion to Dismiss the Complaint, ECF No. 123, his requests for extending time to respond to the Complaint are moot. As noted above, Dong cannot represent GenPhar, so any request he has made on GenPhar’s behalf is also moot. GenPhar is in default. Both the Motion to Stay or Extend Time, ECF No. 85, and the Motion to Extend Time, ECF No. 119 are *denied as moot*.

IT IS SO ORDERED.

October 27, 2016
Florence, South Carolina



Kaymani D. West
United States Magistrate Judge

³ Vaxima, Inc. was served by Relators, but has never entered an appearance in this matter nor has any pro se individual such as Dong attempted to enter an appearance on Vaxima’s behalf.